



Rep. Angelo Saviano

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LRB095 06389 RAS 36820 a

1 AMENDMENT TO SENATE BILL 149

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 149 on page 2,  
3 immediately below line 9, by inserting the following:

4 "Section 7. The Medical Practice Act of 1987 is amended by  
5 changing Section 3.5 as follows:

6 (225 ILCS 60/3.5)

7 (Section scheduled to be repealed on December 31, 2008)

8 Sec. 3.5. Unlicensed practice; violation; civil penalty.

9 (a) Any person who practices, offers to practice, attempts  
10 to practice, or holds oneself out to practice as a physician  
11 without being licensed under this Act shall, in addition to any  
12 other penalty provided by law, pay a civil penalty to the  
13 Department in an amount not to exceed \$5,000 for each offense  
14 as determined by the Department. The civil penalty shall be  
15 assessed by the Department after a hearing is held in  
16 accordance with the provisions set forth in this Act regarding

1 the provision of a hearing for the discipline of a licensee.

2 (b) The Department has the authority and power to  
3 investigate any and all unlicensed activity.

4 (c) The civil penalty shall be paid within 60 days after  
5 the effective date of the order imposing the civil penalty. The  
6 order shall constitute a judgment and may be filed and  
7 execution had thereon in the same manner as any judgment from  
8 any court of record.

9 (d) Nothing in this Act shall be construed to limit the  
10 right of persons licensed under this Act to delegate tasks or  
11 duties to licensed or unlicensed personnel who have the  
12 training or experience to perform the tasks or duties so  
13 delegated.

14 (Source: P.A. 89-474, eff. 6-18-96.)"; and

15 on 29, immediately below line 3, by inserting the following:

16 "Section 13. The Electrologist Licensing Act is amended by  
17 changing Section 20 as follows:

18 (225 ILCS 412/20)

19 (Section scheduled to be repealed on January 1, 2014)

20 Sec. 20. Exemptions. This Act does not prohibit:

21 (1) A person licensed in this State under any other Act  
22 from engaging in the practice for which that person is  
23 licensed.

1           (2) The practice of electrology by a person who is  
2 employed by the United States government or any bureau,  
3 division, or agency thereof while in the discharge of the  
4 employee's official duties.

5           (3) The practice of electrology included in a program  
6 of study by students enrolled in schools or in refresher  
7 courses approved by the Department.

8 Nothing in this Act shall be construed to prevent a person  
9 functioning as an assistant to a person licensed to practice  
10 medicine in all its branches from being delegated tasks or  
11 duties for which he or she has the training or experience to  
12 perform, in accordance with Section 3.5 of the Medical Practice  
13 Act of 1987 ~~providing electrology services.~~

14 (Source: P.A. 92-750, eff. 1-1-03.)".